

**U.S. District Court
Northern District of Texas (Fort Worth)
CIVIL DOCKET FOR CASE #: 4:19-cv-00677-Y**

Phelan v. Housing and Urban Development
Assigned to: Senior Judge Terry R Means
Cause: 05:552 Freedom of Information Act

Date Filed: 08/28/2019
Jury Demand: None
Nature of Suit: 895 Other Statutes:
Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

Harold L. Phelan
on behalf of Kimberly P. Mayfield

represented by **Kimberly Phelan Mayfield**
P.O. Box 1026
Burleson, TX 76097
817-475-0313
Email: kimberlymayfieldlaw@gmail.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Bar Status: Admitted/In Good Standing

Harold L Phelan
Phelan Law Firm
306 Peninsula Court
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ATTORNEY TO BE NOTICED
Bar Status: Admitted/In Good Standing

V.

Defendant

Housing and Urban Development

represented by **Tami C Parker-DOJ**
US Attorney's Office
801 Cherry Street, Suite 1700
Fort Worth, TX 76102
817-252-5200
Fax: 817-252-5458
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED
Bar Status: Not Admitted

Date Filed	#	Docket Text
08/28/2019	<u>1</u>	COMPLAINT against Housing and Urban Development filed by Harold Phelan. (Filing fee \$400; Receipt number 0539-10226170) Clerk to issue summons(es) for federal defendant(s). In each Notice of Electronic Filing, the judge assignment is indicated, and a link to the <u>Judges Copy Requirements</u> is provided. The court reminds the filer that any required copy of this and future documents must be delivered to the judge, in the manner prescribed, within three business days of filing. Unless exempted, attorneys who are not admitted to practice in the Northern District of Texas must seek admission promptly. Forms, instructions, and exemption information may be found at www.txnd.uscourts.gov , or by clicking here: <u>Attorney Information - Bar Membership</u> . If admission requirements are not satisfied within 21 days, the clerk will notify the presiding judge. (Attachments: # <u>1</u> Exhibit(s) 1, # <u>2</u> Exhibit(s) 2, # <u>3</u> Cover Sheet) (Mayfield, Kimberly) (Entered: 08/28/2019)
08/28/2019	<u>2</u>	CERTIFICATE OF INTERESTED PERSONS/DISCLOSURE STATEMENT by Harold Phelan. (Mayfield, Kimberly) (Entered: 08/28/2019)

08/29/2019	<u>3</u>	New Case Notes: A filing fee has been paid. File to: Judge Means. Pursuant to Misc. Order 6, Plaintiff is provided the Notice of Right to Consent to Proceed Before A U.S. Magistrate Judge. Clerk to provide copy to plaintiff if not received electronically. (wxc) (Entered: 08/29/2019)
08/29/2019	<u>4</u>	Summons Issued as to Housing and Urban Development. (wxc) (Main Document 4 replaced on 8/30/2019) (wxc). (Entered: 08/29/2019)
09/13/2019	<u>5</u>	SUMMONS Returned Executed as to Housing and Urban Development ; served on 9/6/2019. (Mayfield, Kimberly) (Entered: 09/13/2019)
10/03/2019	<u>6</u>	MOTION to Dismiss for Lack of Jurisdiction filed by Housing and Urban Development with Brief/Memorandum in Support. Attorney Tami C Parker-DOJ added to party Housing and Urban Development(pty:dft) (Parker-DOJ, Tami) (Entered: 10/03/2019)
10/03/2019	<u>7</u>	Appendix in Support filed by Housing and Urban Development re <u>6</u> MOTION to Dismiss for Lack of Jurisdiction (Attachments: # <u>1</u> Exhibit(s)) (Parker-DOJ, Tami) (Entered: 10/03/2019)
10/05/2019	<u>8</u>	AMENDED COMPLAINT against Harold L. Phelan filed by Harold L. Phelan. Unless exempted, attorneys who are not admitted to practice in the Northern District of Texas must seek admission promptly. Forms, instructions, and exemption information may be found at www.txnd.uscourts.gov , or by clicking here: <u>Attorney Information – Bar Membership</u> . If admission requirements are not satisfied within 21 days, the clerk will notify the presiding judge. (Attachments: # <u>1</u> Exhibit(s) 1, # <u>2</u> Exhibit(s) 2) (Mayfield, Kimberly) (Entered: 10/05/2019)
10/05/2019	<u>9</u>	RESPONSE filed by Harold L. Phelan re: <u>6</u> MOTION to Dismiss for Lack of Jurisdiction (Mayfield, Kimberly) (Entered: 10/05/2019)
10/08/2019	<u>10</u>	ORDER DENYING MOTION TO DISMISS AS MOOT <u>6</u> ... Pending before the Court is Defendant's Motion to Dismiss (doc. 6). After the filing of the motion, Plaintiff filed his amended complaint. As a result of the filing of the amended complaint, the Court concludes that the Motion to Dismiss, which challenges a pleading that has now been amended, should be and hereby is DENIED as moot. (Ordered by Senior Judge Terry R Means on 10/8/2019) (wxc) (Entered: 10/08/2019)